

VIF DENTISTRY - LAWS AND
REGULATION



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THE
LAW RESPECTING DENTISTRY

IN THE
PROVINCE OF ONTARIO
CANADA

X
DENTAL
TORONTO

INCLUDING
THE DENTISTRY ACT
AND THE
CONSOLIDATED BY-LAWS OF THE ROYAL
COLLEGE OF DENTAL SURGEONS
OF ONTARIO

October 1926

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Public security -

- 1- No provision for training technicians either at school or by apprenticeship
- 2- Possibility of dishonest or ~~the~~ unskillful work adversely affecting patients' health & comfort.

3- Dentist may have
license cancelled for
dishonesty in practice
and the removal of
name from Register
of Dental Technicians
is carrying same
principle back
another step, in the
protection of the
public.

DENTAL LABORATORY TECHNICIANS

1. It shall be the duty of the Board of Directors of the Royal College of Dental Surgeons of Ontario to establish and maintain a register of names of dental laboratory technicians and only those whose names are entered upon such register shall be entitled to carry on the business or vocation of dental laboratory technician within the Province of Ontario.

(1)

2./The Board shall make such by-laws as it may deem necessary for the registration and regulation of dental laboratory technicians and such by-laws shall be published for/^{two}consecutive weeks in the "Ontario Gazette" and shall not take effect until so published

(2) Such by-laws or any of them may be annulled by the Lieutenant-Governor in Council.

3. The Board shall have the power to remove from the register the name of any dental laboratory technician who shall be proven guilty of any infraction of ~~any~~ of the provisions of this act or who shall be found guilty of fraud.

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3. The Board shall have the power to remove from the register the name of any dental laboratory technician who shall be proven guilty of any infraction of ~~xxxxxx~~ the provisions of this act or who shall be found guilty of fraud.

It shall be the duty of the Board of Directors of the Royal College of General Practitioners of Ontario to establish and maintain a register of names of General Laboratory Technicians and only those whose names are entered upon such register shall be entitled to carry on the business or vocation of General Laboratory Technicians within the Province of Ontario.

(1) The Board shall have power by-law or it may deem necessary for

the regulation and regulation of General Laboratory Technicians and such by-law shall be published for consecutive weeks in the "Ontario Gazette" and shall not take effect until so published.

(2) Each by-law of the Board shall be published in the "Ontario Gazette" in full.

3. The Board shall have power to remove from the register the name of any person who is found to be guilty of any offence or who shall be found guilty of fraud.

DENTAL LABORATORY TECHNICIANS

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DENTAL LABORATORY TECHNICIANS

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(2) Such by-laws or any of them may be annulled by the Lieutenant-Governor in Council.

3. The Board shall have the power to remove from the register the name of any dental laboratory technician who shall be proven guilty of any infraction of xxxxxxxx the provisions of this Act or who shall be found guilty of fraud.

- Public ~~Good~~ Interest

organization and separate ^{monthly} ~~yearly~~ cycles

number of applicants for study (provisional training)

- number of convictions for property
crimes

- Central of Georgia -

For protection patient.

(one step farther)
- in protection -
public

LAW RESPECTING DENTISTRY

LAW RESPECTING DENTISTRY
IN ONTARIO

Short Title.

Bill No. 122—Enacted by the Legislature of Ontario, April, 1926.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as **The Dentistry Act, 1926.**

Royal College of Dental Surgeons of Ontario.

Royal College of Dental Surgeons of Ontario.

2. "The Royal College of Dental Surgeons of Ontario," hereinafter called "the College" is continued, and every person who holds a valid and unforfeited certificate of license to practice dentistry granted to him by such College shall be a member of the corporation.

Power as to real estate.

3.—(1) The College may purchase, take and possess for the purpose of the College, but for no other purpose, and after acquiring the same, may sell, mortgage, lease or dispose of any real estate.

Consent to alienation, etc., required.

(2) Such real estate shall not be sold, mortgaged, leased or disposed of, except with the consent of the Board of Directors, given at a meeting duly called for that purpose and with the consent of the Minister of Education.

Notice of meeting.

(3) Notice of such meeting shall be given to every member of the Board, by letter mailed to his last registered address, seven days before the day appointed for such meeting, stating the object thereof.

Board of Directors

Board of Directors.

4.—(1) There shall continue to be a Board of Directors of the College, hereinafter called the "Board".

Number of members.

(2) The Board shall consist of nine elected members, each of whom shall be a member of the College, and shall hold office for two years, and the Minister of Education of the province of Ontario, who shall be *ex-officio* a member of the Board.

Quorum.

(3) The presence of at least five of the elected members of the Board shall be necessary to constitute a quorum.

One member for each electoral district.

(4) One member shall be elected for each electoral district mentioned in Schedule "A" by the members of the College resident in such district, and every person so elected shall be a resident of the electoral district for which he is elected and no person shall be eligible for election as a representative of an electoral district who is a member of any dental faculty and in receipt of salary or other remuneration for his services thereon.

LAW RESPECTING DENTISTRY

(5) One member shall be elected by and from the Faculty of Dentistry of the University of Toronto.

Member
from
Faculty of
Dentistry.

(6) A member of the Board may at any time resign his office by giving notice of his resignation in writing to the secretary and in case of a vacancy occurring through resignation or otherwise:

Resignation.

(a) where the vacancy occurs in the representation of an electoral district more than two months prior to the holding of a general election, an election shall be held for the electoral district to fill the vacancy, and where the vacancy occurs not more than two months prior to the date of the general election, no person shall be elected or appointed to fill the vacancy;

Filling
vacancies.

(b) where the vacancy is in the representation of the Faculty of Dentistry, the remaining members of the Faculty shall elect a duly qualified person to fill the vacancy.

5. The Province of Ontario shall, for the purposes of this Act, be divided into the eight electoral districts described in Schedule "A."

Electoral
districts.

6.—(1) An election of the Board shall be held on the second Wednesday of December in every second year, reckoning from the year 1912; and the present Board shall hold office until the first meeting of the Board.

Election of
Board.

(2) No person shall be qualified to vote at such election if he is in arrear in respect of any fees payable by him.

Qualification
of voters.

(3) The votes at such election shall be given by closed voting papers, Form 1.

How votes
to be given.

(4) The manner of holding such election with respect to notification of the electors of the time and place of holding the election, the nomination of candidates, the presiding officer thereat, the taking and counting of the votes, the giving of a casting vote in case of an equality of votes, and other necessary details, shall be determined by by-law of the Board, and in default of such by-law, may be prescribed by the Lieutenant-Governor in Council.

Manner of
election.

7.—(1) Every newly elected Board shall hold its first meeting in the City of Toronto on the first Monday in May, or at such other time as may be fixed by the retiring Board, and the members of the Board shall hold office until the first meeting of their successors.

First
meeting
of Board.

(2) Other meetings shall be held at such time and place as the Board appoints.

Subsequent
meetings.

(3) Special meetings may be called by the President at any time, and on the request in writing of four members of the Board, he shall call a special meeting.

Special
meetings.

LAW RESPECTING DENTISTRY

Officers of the Board

President
and
officers.

8.—(1) Every Board shall at its first meeting elect a President, a Vice-President and a Registrar, and shall appoint a Treasurer and a Secretary, and such other officers as the Board considers necessary.

Remunera-
tion of treas-
urer and
secretary.

(2) The Treasurer and the Secretary shall receive such remuneration for their services as the Board may fix.

President,
etc., pro
tempore.

(3) The Board shall, if the President and Vice-President are absent, elect one of its members to preside at its meeting, who while so presiding shall have the same powers and exercise the same functions as the President.

Executive
committee.

(4) The Board shall annually appoint from among its members not more than five persons who shall constitute an Executive Committee, to take cognizance of and action upon all such matters as may be delegated to it, or as may require immediate action or attention between meetings of the Board, but no action taken by the Executive Committee shall be valid unless agreed to by at least three members of the committee nor after the next ensuing meeting of the Board unless approved by the Board at that meeting, and the Executive Committee shall not have power to alter, amend or suspend any by-law of the Board.

Remunera-
tion of
members of
Board.

9. There shall be paid to the members of the Board such fees for attendances and such reasonable travelling expenses as may be fixed by by-law of the Board.

Funds pay-
able to the
treasurer.

10.—(1) All moneys under the control of the Board shall be paid to the Treasurer, and shall be applied for the purpose of the College.

Grants
for certain
purposes.

(2) The Board may out of any funds in its hands from time to time make grants,—

(a) for post graduate courses and kindred educational extension work;

(b) for scholarship, lectureship and research work; and
(c) in aid of any fund which has for its purpose investigation in the interest of dental, medical and surgical science; and

(d) in aid of any association or other body having for its object the protection of members of the College or the adjustment of claims against them for anything done in their professional capacity.

LAW RESPECTING DENTISTRY

By-laws of Board.

11.—(1) The Board shall make such by-laws as it may deem necessary for the proper and better guidance, government,, discipline and regulation of the Board, the College, the members of the College and the profession of dental surgery, and the carrying out of the provisions of this Act, and such by-laws shall be published for two consecutive weeks in the "Ontario Gazette," and shall not take effect until so published.

Power to
make
by-laws.

(2) Such by-laws or any of them may be annulled by the Lieutenant-Governor in Council.

Annulment.

Certificates of License.

12.—(1) The Board may appoint one or more examiners for the matriculation or preliminary examination of all students entering the profession, or may accept in lieu of such matriculation or preliminary examination evidence that a student has passed any other satisfactory examination.

Matricula-
tion.

(2) Such examination shall be passed prior to being entered as a student of Dentistry.

Prior to
entry as
student.

13.—(1) The Board may prescribe a curriculum of studies to be pursued by students, and fix and determine the period for which every student shall be articulated and employed under a duly licensed practitioner, the examination necessary to be passed and the fees to be paid to the Treasurer before a certificate of license to practise dental surgery is issued.

Curriculum
for students,
etc.

Fees.

(2) The Board may prescribe the conditions upon which dentists residing elsewhere than in Ontario, and students and graduates from other Dental Colleges may be admitted to membership in the College.

Admission
of other
persons.

14. Subject to the approval of the Lieutenant-Governor in Council, the College may make arrangements with any university or college in Ontario for the use of any library, museum or property belonging to or under the control of such university or college, and may affiliate with any such university or college, and may enter into all arrangements necessary to that end upon such terms as may be agreed upon.

Arrange-
ments for
education of
students.

LAW RESPECTING DENTISTRY

Qualification
of certain
practitioners.

15.—(1) All persons, being British subjects by birth or naturalization, who were engaged on the 4th day of March, 1868, in the practice of the profession of dentistry, or who, not having been residents of Ontario, had then had three years' experience in the practice of dentistry, shall be entitled to the certificate of "Licentiate of Dental Surgery," upon furnishing to the Board satisfactory proof of their having been so engaged, or having had such experience, passing the required examination and paying the prescribed fees.

Exemption
of certain
practitioners.

(2) All persons being British subjects by birth or naturalization, who were continuously engaged for five years and upwards in established office practice, next preceding the 4th day of March, 1868, in the practice of the profession of dentistry in Ontario, shall, upon satisfactory proof thereof, and upon payment of the prescribed fees, be entitled to such certificate without passing any examination.

Annual
examina-
tions.

16.—(1) The Board, once at least in every year, shall cause to be held at a time fixed by the Board, an examination of the candidates for certificates and such titles as the Board has authority to grant.

How and by
whom
conducted.

(2) At every such examination the candidates shall be examined orally or in writing or otherwise by examiners to be appointed for that purpose by the Board, in such subjects as the Board shall prescribe.

Fees of
examiners.

(3) The examiners shall receive such remuneration as may be fixed by the Board.

Declaration
by examin-
ers.

(4) Each examiner shall, if required, subscribe and take the following declaration:

Form of de-
claration.

"I solemnly declare that I will perform my duty of Examiner without fear, favour, affection or partiality towards any candidate, and that I will not knowingly allow to any candidate any advantage which is not equally allowed to all."

Accepting
other
examination
as substitute.

(5) The Board may dispense with such examination in the case of any person who proves to the satisfaction of the Board that he has passed in any university or college an examination which the Board deems of equal value.

Certificate of
qualification
to practise.

17.—(1) If the Board is satisfied by the examination that the candidate is duly qualified to practise the profession of Dental Surgery, and that he is a person of integrity and good moral character, it shall, subject to the by-laws, grant him a certificate of license and the title of "Licentiate of Dental Surgery," which certificate and title shall entitle him to all the rights and privileges conferred by this Act.

Designation
of
"Licentiate".

LAW RESPECTING DENTISTRY

(2) The Board shall hold at least one meeting in each year in the City of Toronto, for the purpose of granting such certificates and titles and for the transaction of such other business as may properly come before it.

Annual meeting.

18. Every certificate of license shall be sealed with the corporate seal of the College and signed by the President and Secretary of the Board; and the production of such certificate of license shall be *prima facie* evidence in all courts and upon all proceedings, of its execution and contents.

Issue of certificate.

Effect.

19. The Secretary of the Board shall, on or before the 15th day of January in each year, transmit to the Provincial Secretary a certified list of the names of all persons to whom certificates of license have been granted during the year ending on the next preceding 31st day of December.

Return of licenses granted.

20. Every person desirous of obtaining a license to practice dentistry in Ontario shall at least one month before the prescribed examination make application in the form prescribed by the Board and pay to the Treasurer the prescribed fees and deliver to the Secretary the Treasurer's receipt for the same, together with satisfactory evidence of his service under articles and compliance with the rules and regulations prescribed by the Board, and of his integrity and good morals.

Prepayment of examination fees.

Annual Fees

21.—(1) Every member of the College engaged in the practice of Dental Surgery in Ontario shall, on or before the first day of January in each year, pay to the Treasurer or to a person deputed by him to receive the same, such annual registration fee, not exceeding \$10, as may be prescribed by by-law of the Board, and such fee shall be recoverable by suit in the name of the Royal College of Dental Surgeons of Ontario in the Division Court of the division in which the member in default resides.

Annual fees.

(2) For any services rendered in the practice of Dental Surgery while he is in default in respect of any annual fee a member shall not be entitled to recover in any Court.

Result of default in payment of annual fee.

(3) Where default is made in payment of the annual fee and such default continues for a period of one month the license of a member so in default shall lapse, but such license may be renewed thereafter upon payment of the fee and an additional sum not exceeding \$10.

Default in payment of fee.

LAW RESPECTING DENTISTRY

Penalty for Practising Without License.

Prohibition
against
practising
without
certificate.

Or using
designation.

22.—(1) No person who is not a member of the College shall by himself or by any other person practise the profession of Dental Surgery, or perform any dental operation upon or prescribe any dental treatment for any person, for hire, gain or hope of reward, whether by way of fees, salary, rent, percentage of receipts or in any other form or shall pretend to hold, or take or use any name, title, addition or description implying that he holds a certificate of license to practice Dental Surgery, or that he is a member of the College, or shall falsely represent or use any title representing that he is a graduate of any dental college, or any title or description whatsoever which implies that he practises dentistry or any branch of dentistry or which contains the words "dentist," "dentistry," "dental" or any derivative of any such word or any letters, signs or abbreviation having the like significance.

Prohibition
as to persons
other than
College es-
tablishing
college, etc.

(2) No person, other than the College, shall carry on in Ontario any school, college, laboratory or other institution for training or imparting instruction in any branch of dentistry, but this shall not apply to any faculty of dentistry in a university in Ontario.

Penalties.

(3) Every person who contravenes any of the provisions of this section shall, for the first offence, incur a penalty of \$50, and for every subsequent offence a penalty of \$100, and he shall not be entitled to sue or recover in any Court for any services which he performed, or materials which he provided, in the ordinary or customary work of a dental surgeon.

Saving as to
student.

(4) This section shall not prevent any duly articulated student of Dental Surgery from receiving instruction in clinics and practice under the personal supervision of a member of the College.

Recovery
and applica-
tion.

(5) The penalties shall be paid over by the convicting justice to the Treasurer of the College.

Onus of
proof.

23. In any prosecution under section 22 the burden of proof of qualification shall be upon the defendant.

Suspension or Cancellation of Certificate.

Power of
Board to
suspend or
cancel
certificates.

24.—(1) The Board may suspend or cancel the certificate of license of a member of the College who has been heretofore or shall hereafter be convicted in Canada or elsewhere of an indictable offence if his conviction remains unreversed, or who has been or shall be guilty of any infamous, disgraceful or improper conduct in

LAW RESPECTING DENTISTRY

a professional respect, but this power shall not be exercised if the conviction is for a political offence committed out of His Majesty's Dominions or for an offence which, though indictable, ought not, either from its nature or from the circumstances under which it was committed, to disqualify the person convicted from practising dentistry.

Saving.

(2) Where a member has been guilty of infamous, disgraceful or improper conduct in a professional respect, the power conferred by subsection 1 may be exercised, notwithstanding that he has been acquitted of a criminal charge in respect of the same matter.

Notwithstanding acquittal of criminal charge.

(3) The Board or the Executive Committee may of its own motion and upon the application of any four members of the College shall, cause inquiry to be made into any case in which it is alleged that a member of the College has become liable to the suspension or cancellation of his certificate of license for any of the causes mentioned in subsection 1.

Inquiry by Board.

Discipline Committee.

25.—(1) The Board shall appoint and shall always maintain a Discipline Committee of its own body for the purpose of ascertaining the facts of each case which may become the subject of inquiry.

Discipline Committee.

(2) The Committee shall consist of not more than five members, as the Board may prescribe, three of whom shall be a quorum.

Number of Committee quorum.

(3) The Board may by by-law provide that the secretary of the Board shall be a member of the Committee.

Secretary may be appointed a member of committee.

(4) The Board may pass by-laws for determining the tenure of office of the members of the Committee and for the regulation and conduct of its proceedings.

By-laws as to tenure of office, proceedings.

(5) Subject to the provisions of this section and of the by-laws of the Board, the Committee may regulate the time and place for the holding, the manner of the convening and giving notice, and the conduct of its meetings.

Time, place and notice of meetings.

(6) If any vacancy occurs in the membership of the Committee, the remaining members may appoint a member of the Board to fill the vacancy, and the member appointed shall hold office until the next meeting of the Board.

Appointments to fill vacancies.

(7) Notwithstanding any vacancy in the Committee, so long as there are at least three members thereof, it shall be competent for the Committee to exercise all or any of its powers.

Quorum of committee.

LAW RESPECTING DENTISTRY

- Employment of assistance. (8) The Committee may employ, at the expense of the Board, for the purposes of any inquiry, such legal or other assistance as the Committee may deem necessary.
- Appearance by counsel. (9) The member whose conduct is the subject of inquiry shall have the right to be represented by counsel.
- Place of meeting. (10) All meetings of the Committee for taking evidence or otherwise ascertaining the facts shall be held within the county or district in which the member whose conduct is the subject of inquiry resides unless such member and the Board agree to the meeting being held at the City of Toronto.
- Notice of meeting. (11) At least ten days' notice of the meeting of the Committee for taking the evidence or otherwise ascertaining the facts shall be given to the member whose conduct is the subject of inquiry.
- Contents of notice. (12) The notice shall contain a statement of the matter which is to form the subject of the inquiry.
- Evidence on oath. (13) The testimony of the witnesses shall be taken under oath which the Chairman or any member of the Committee may administer, and there shall be full right to cross-examine all witnesses called and to adduce evidence in defence and in reply.
- Effect of non-appearance. (14) If the person whose conduct is the subject of inquiry, though duly notified, does not attend, the Committee may proceed in his absence, and he shall not be entitled to notice of the future meetings or proceedings of the Committee.
- Subpoenas. (15) The Committee and any party to the proceedings may obtain on *praecipe* from the Supreme Court a subpoena for the attendance of witnesses and the production of books, documents and things, and disobedience thereof shall be deemed a contempt of Court.
- Witness fees. (16) Witnesses shall be entitled to the like allowances as witnesses attending upon the trial of an action in the Supreme Court.
- Report. (17) The Committee shall report to the Board the evidence adduced and the Committee's findings thereon.
- Acting upon report. (18) The Board may act upon the report of the Committee and may make such order thereon as the Board may deem just.
- Costs of vexatious complaint. (19) Where the complaint is found to be frivolous or vexatious the Board may pay such costs as to it may seem just to a member whose conduct has been the subject of inquiry.

LAW RESPECTING DENTISTRY

(20) Where the Board directs the certificate of license of a member to be suspended or cancelled, it may direct that the costs of and incidental to the inquiry be paid by such member, and after taxation of such costs by the Taxing Officer of the Supreme Court at Toronto, execution may issue out of the Supreme Court for the recovery thereof in like manner as upon a judgment in an action in that Court.

Costs of enquiry.

(21) The costs to be taxed and allowed against a member, including the costs of appeal, if any, shall as far as practicable be the same or the like costs, as in an action in the Supreme Court and the Taxing Officer may also allow such fees and disbursements for work done or proceedings taken before notice of complaint as he may deem just.

Costs to be similar to those in action in Supreme Court.

26. No action shall be brought against the Board or the Committee or any member thereof for anything done in good faith under this Act on account of any want of form or irregularity in their proceedings, but a member whose certificate of license has been suspended or cancelled may, at any time within six months from the date of the decision of the Board, appeal from the decision of the Board to a Divisional Court.

No action to lie against Board or committee.

Appeal from decision of Board.

27. The practice and procedure upon and in relation to an appeal shall be similar to that provided by The County Courts Act, except that the proceedings and evidence shall be certified by the Registrar to the Appellate Division.

Practice and procedure on appeal
Rev. Stat.
c. 59.

28. The Board may direct the restoration of the certificate of license of any member whose certificate has been cancelled under the powers conferred by this Act, upon such terms and conditions as the Board may deem just.

Restoration of certificate.

29. No duly registered member of the Royal College of Dental Surgeons shall be liable to any action for negligence or malpractice, by reason of professional services requested or rendered, unless such action is commenced within six months from the date when in the matter complained of such professional services terminated.

Action for malpractice, etc.

30. Nothing in this Act shall affect or interfere with the rights and privileges conferred upon legally qualified medical practitioners by the Ontario Medical Act.

Saving as to qualified medical practitioners.
Rev. Stat.
c. 161.

31. The Dentistry Act, being Chapter 163 of the Revised Statutes of Ontario, 1914, and The Dentistry Act, 1920, being Chapter 46 of the Statutes of 1920, are hereby repealed.

Rev. Stat.
c. 163,
1920, c. 46,
repealed.

LAW RESPECTING DENTISTRY

SCHEDULE "A".

Electoral Districts.

Electoral District No 1 shall consist of the following counties:—Addington, Carleton, Dundas, Frontenac, Glengarry, Grenville, Lanark, Leeds, Lennox, Prescott, Russell, Renfrew and Stormont.

Electoral District No. 2 shall consist of the following counties:—Durham, Haliburton, Hastings, Muskoka, Northumberland, Ontario, Prince Edward, Peterborough, and Victoria.

Electoral District No. 3 shall consist of the following counties and districts:—Algoma, Kenora, Manitoulin, Nipissing, Parry Sound, Rainy River, Sudbury, Thunder Bay and Temiskaming.

Electoral District No. 4 shall consist of the city of Toronto.

Electoral District No. 5 shall consist of the following counties:—Bruce, Dufferin, Grey, Huron, Perth and Simcoe.

Electoral District No. 6 shall consist of the following counties:—Elgin, Essex, Kent, Lambton and Middlesex.

Electoral District No. 7 shall consist of the following counties:—Brant, Haldimand, Norfolk, Oxford, Waterloo and Wellington.

Electoral District No. 8 shall consist of the following counties:—Halton, Lincoln, Peel, Welland, Wentworth and York (except Toronto).

FORM 1.

(Section 6)

Voting Paper.

Election 19 .

Electoral District No.

I, _____ of the _____ of
_____ in the county or district of _____ member of the

Royal College of Dental Surgeons of Ontario, declare:—

1. That the signature affixed hereto is my proper handwriting.

2. That I am a voter in the Electoral District No. _____ and that
I vote for _____ of the _____ of _____ in the
county or district of _____, a member of the Royal College of
Dental Surgeons of Ontario and an elector in said Electoral
District, to be a member of the Board of Directors of the College
for the said district.

Witness my hand this _____ day of _____ 19 .

ROYAL COLLEGE OF DENTAL
SURGEONS OF ONTARIO

BY-LAWS

Toronto October 1926

Royal College of Dental Surgeons
of Ontario
By-laws

PREAMBLE.

Whereas the Royal College of Dental Surgeons of Ontario is incorporated by Act of the Legislature of the Province of Ontario in the Dominion of Canada; And

Whereas power is given to the Board of Directors of the said College to make such By-laws as it may deem necessary for the proper and better guidance, government, discipline and regulation of the Board, the College, the members of the College, and the Profession of Dental Surgery, and the carrying out of the Provisions of the Dentistry Act, it is hereby enacted by the same.

By-law No. 1.—Officers.

Sec. 1.—The officers shall consist of President, Vice-President, Treasurer, Registrar, Secretary and Assistant Secretary.

Sec. 2.—The Secretary shall be considered a permanent officer, and shall hold office during the pleasure of the Board. Neither the Secretary, the Treasurer, nor the Assistant Secretary shall necessarily be members of the Board.

3.—All officers shall continue in office until their successors are elected and installed.

By-law No. 2.—Election of Officers and Committees and Their Duties.

Sec. 1.—At the first meeting of the Board after an election, as provided for in Section 6 of the Dentistry Act, 1926, the Secretary shall take the chair and present his own and the scrutineers' report of the results of the election, and shall call the roll of members-elect. If a majority is present, they shall proceed to elect the officers by a majority ballot without nomination. The officers elected shall enter immediately upon their several duties, except the Treasurer, who shall assume his duties when the books and accounts of his predecessor are audited.

Sec. 2.—It shall be the duty of the President to preside at all meetings of the Board, and to enforce the due observance of the By-laws, Rules and Regulations. He shall have the right to vote on all questions, and in case of a tie, may, in addition, give the deciding vote. He shall see that the officers and employees of the Board perform their duties. He shall sign orders on the Treasurer for all moneys voted, and for the payment of all accounts ordered, by the Board or by the Committees of the Board, under the direction of the Board. In the case of a vacancy occurring in any office of

ROYAL COLLEGE OF DENTAL SURGEONS BY-LAWS

the Board or among the appointees of the Board, in the interim of meetings, he shall fill it temporarily. He shall call special meetings of the Board when necessary. He shall perform such other duties as the Board may, by by-law or resolution, from time to time direct. In the absence or disability of the President, his duties shall be discharged by the Vice-President. In the temporary absence of the President and Vice-President, the members of the Board present at a meeting duly called, shall elect one of themselves as chairman, who, while presiding, shall have the same powers and exercise the same functions as the President.

Sec. 3.—It shall be the duty of the Secretary to conduct, under the direction of the Board of Directors, the correspondence relating to the affairs of the Royal College of Dental Surgeons of Ontario; to keep copies of letters written by him, and files of all letters received; to keep a true record of the proceedings of each meeting of the Board; to notify members of the meetings; to keep a correct list of the Licentiates, with the date of license; to issue an annual Registration Card to those Licentiates whose annual fee is paid; to conduct the election of representatives on the Board of Directors; to lay before the Board a summary of its transactions at each regular meeting; and, in conference with the President, to transact all business requiring attention between the various meetings of the Board; to pay over promptly to the Treasurer all funds coming into his hands as Secretary; to draw orders on the Treasurer for all moneys voted, and for the payment of all accounts ordered, by the Board or the officers of the Board, under the direction of the Board, and to perform such other duties as the Board may, by by-law or resolution, from time to time direct, and to deliver to his successor in office all books, papers, etc., belonging to the Board, in his possession.

Sec. 4.—It shall be the duty of the Treasurer to receive all funds of the Board, and to deposit them in such chartered bank as the Board, by resolution, may direct; to open a savings account in the name of the Royal College of Dental Surgeons of Ontario in such bank, in which all moneys received by him are to be deposited. Withdrawal from this account is to be by cheque, signed by the Treasurer and countersigned by the President; to also open a current account, which account shall contain not more than \$2,000.00 at any one time; the current account shall be subject to withdrawal by cheque signed by the Treasurer; to make disbursement only upon the signed order of the President and Secretary; to pay all orders drawn on him signed by the President and Secretary; to keep a correct account of all moneys received and disbursed by him; to give at each regular meeting a report of the state of the finances of the Board; not later than the first of December in each year to notify each member of the College residing in Ontario of the amount that will be due to the College by him or her on the first day of January, next ensuing, under the provisions of Sec. 21 of the "Dentistry Act," and of the by-laws of the Board; to deliver to his successor in office all moneys, books, papers and other property of the Board that may be in his possession, and to perform such other duties as the Board may, by by-law or resolution, from time to time direct.

Sec. 5.—It shall be the duty of the Registrar to keep a true record of all Certificates of License issued by and under the authority of the Board; to insert the date of such Certificate, the name of

ROYAL COLLEGE OF DENTAL SURGEONS BY-LAWS

the Licentiate, residence, qualification, etc., in a book specially provided for that purpose; and to deliver to his successor in office all books and papers, etc., the property of the Board, that may be in his possession.

Sec. 6.—At the annual meeting of the Board there shall be appointed an Executive Committee of five members, and the President shall appoint standing committees as follows: On Examiners, of three members; on Petitions, of three members; on Accounts, of two members; on Legislation, of four persons, of whom at least two shall be members of the Board. The Board may from time to time elect or cause to be appointed such other committees as the proper transaction of the business may require. The duties of these committees shall be such as usually devolve on such committees, and such other duties as the Board shall specially direct.

By-law No. 3.—Security of Treasurer.

The Treasurer shall, before entering upon his duties, give a security bond, approved by the Board, in the sum of \$2,000, for the faithful accounting of the moneys which he may receive as Treasurer, the premium for the same to be paid by the Board.

By-law No. 4.—Seal.

The seal shall be a crown in the centre, surrounded with the words, "Royal College of Dental Surgeons of Ontario."

By-law No. 5.—Matriculation.

For matriculation into the Royal College of Dental Surgeons of Ontario the following certificates will be accepted:

Sec. 1.—For 1926:—

(1) A certificate issued by the Ontario University Matriculation Board, of standing as for Pass Matriculation in the subjects of English, History, Mathematics, Latin, Experimental Science (Physics and Chemistry), and one of Greek, German, French, Italian or Spanish (preferably French).

(2) A certificate of matriculation in the Faculty of Arts of an approved British or Canadian University.

(3) A certificate accepted by the General Medical Council of Great Britain for registration as a student of Medicine or Dentistry.

(4) A degree in Arts (not being an honorary degree) from some recognized University.

(5) A certificate of matriculation in the Faculty of Dentistry of the University of Toronto.

Sec. 2.—After 1926—The following subjects will be required in addition to the above:—

Honour Matriculation

ENGLISH (Literature and Composition)

MATHEMATICS (Algebra, Geometry and Trigonometry)

Any one of:

LATIN (Authors and Composition)

GREEK (Authors and Composition)

FRENCH (Authors and Composition)

GERMAN (Authors and Composition)

NOTE.—Physics or Chemistry or Botany or Zoology of Honour Matriculation may be substituted for Trigonometry.

ROYAL COLLEGE OF DENTAL SURGEONS BY-LAWS

Sec. 3.—Certificates other than those previously mentioned will be considered in determining the status of applicants as undergraduates.

Sec. 4.—A candidate must hold the full entrance qualifications before commencing the study of Dentistry.

By-law No. 6.—Respecting Students of Dentistry and the L.D.S. Certificate.

Sec. 1.—Anyone desirous of obtaining a Certificate of License to practise Dentistry in the Province of Ontario is required, subject to the exceptions hereinafter named:—

(1) To matriculate in the Royal College of Dental Surgeons of Ontario.

(2) To pursue the study of Dentistry for a period of at least five academic years. Indentures shall not be compulsory, but if any matriculated student who has attended at one session of the Faculty of Dentistry of the University of Toronto desires to spend any one of the intervals between the sessions of the said Faculty of Dentistry, in the office of an ethical practitioner of Dentistry in the Province of Ontario, he shall put himself under the protection of the "Dentistry Act" by signing an Indenture with a practitioner in the form approved by the Board, for not more than six months, which shall not be extended, or renewed, without the consent of the Board. Each student shall spend such additional time in clinical instruction as may be prescribed by resolution. Indentures shall be valid only from the date of their registration with the Secretary of the Board.

(3) To attend five full sessions of the Faculty of Dentistry of the University of Toronto, subject to exception provided for in By-law No. 11, and to comply with such rules and regulations as may, from time to time, be prescribed by the Board of Directors of the Royal College of Dental Surgeons.

(4) At least one month before the date of examination of candidates for Certificates of License to practise Dentistry in the Province of Ontario to forward to the Secretary of the Board:—

(a) An application for such examination, and the statutory declaration required to be made by himself.

(b) To furnish such evidence as may be demanded of having complied with all the above requirements up to the final examination.

(5) To be of the full age of twenty-one years and of good moral character.

Sec. 2.—The subjects in which examination (final or progress, or both) shall be passed before receiving a Certificate of License to practise Dentistry in Ontario are those contained in the curriculum of the Faculty of Dentistry of the University of Toronto.

Sec. 3.—No student shall, while in attendance at the Faculty of Dentistry, engage in practice for his own pecuniary benefit, either in the Infirmary or elsewhere; nor shall he at any time perform any dental operations elsewhere than in the Faculty of Dentistry or in the head office of his registered Preceptor. This regulation shall not prevent a regularly indentured student from receiving from his Preceptor remuneration for his services. Violation of this section will render the offender liable to immediate suspension from all the privileges of a student of Dentistry.

ROYAL COLLEGE OF DENTAL SURGEONS BY-LAWS

Sec. 4.—No Licentiate of Dental Surgery in the Province of Ontario shall be entitled to have more than one indentured student under tuition in his office at the same time.

Sec. 5.—The Board shall have power to withhold the issue of a Certificate of License to practise Dentistry from any student for such period as the Board may see fit, upon being satisfied that such student has at any time during his course of studies as a student of Dentistry violated any of the provisions of this By-law, or has dishonestly appropriated any property belonging to the College, members of the staff, or a fellow-student, notwithstanding that such student may have passed the required examinations, paid the necessary fees, and complied with all the other conditions necessary to entitle him to such Certificate. And the neglect or failure of the Board or its officers to take action against any such student after knowledge of such offence shall not be deemed to be, nor shall the same be a waiver of any of the rights of the Board under this section.

By-law No. 7.—Certificate.

Sec. 1.—The Certificate of Licentiate of Dental Surgery to be granted by this Board shall be signed by the President, Secretary, Treasurer, and the members of the Board present at the time granted.

Sec. 2.—The following shall be the form of certificate:—

The Royal College of Dental Surgeons of the Province of Ontario, Canada, by virtue of authority vested in it by the Legislature of Ontario, awards this certificate to _____, who has complied with all the requirements of law, and after examination by the Board of Directors, has been adjudged qualified to practise Dentistry in all its branches, and entitled to the title of Licentiate of Dental Surgery, which is hereby conferred on him. In witness whereof we have hereunto subscribed our hands and affixed the seal of the College, at the City of Toronto, in the Province of Ontario, this _____ day of _____ in the year of our Lord _____ thousand _____ hundred and _____

By-law No. 8.—Examination.

Sec. 1.—There shall be held annually, at such time or place as the Board may direct, an Examination for Certificates of License.

Sec. 2.—Supplementary Examinations for the same purpose may be held at such time and place as the Board may from time to time direct.

Sec. 3.—For the purpose of conducting such Examination the Board shall appoint at its annual meeting a sufficient number of competent Examiners, said Examiners to hold office until their successors are appointed.

Sec. 4.—The said Examiners shall prepare papers in their assigned subjects, and at least fifteen days before the time fixed for the Examinations shall forward them to the Secretary who with and under direction of the President shall have authority to correct errors and make other changes as may be necessary to make the meaning perfectly clear.

ROYAL COLLEGE OF DENTAL SURGEONS BY-LAWS

These papers shall be printed under the direction of the Secretary, who shall take all needful precautions to secure secrecy.

Sec. 5.—The Examination shall be held under the direction of the Secretary, who shall not leave the room while the candidates are writing without leaving someone in charge. He shall exercise due diligence to prevent one candidate assisting another, and, when necessary, shall appoint watchers to assist him.

The candidate shall write his answers in a book furnished him for that purpose, and the Secretary shall seal them in a package and forward them at once to the Examiner.

Sec. 6.—Before the candidates commence to write, the Secretary shall assign to each candidate a number, which he shall put on all his papers, and no name or other means of identification other than this shall be put on any paper.

Sec. 7.—The Examiner shall read and value each paper, marking it in percentages, and shall forward to the Secretary a tabulated return of the number of marks made by each candidate on each question.

Any candidate at an Annual or Supplemental Examination may have a paper reread by making application to the Secretary and the payment to him of a fee of two dollars.

Sec. 8.—The Secretary shall tabulate these returns and present them to the Board.

Sec. 9.—For the services specified in this By-law there shall be paid to the Examiner for the preparation of each examination paper the sum of \$5, and for reading and valuing each paper of a student the sum of fifty cents.

Sec. 10.—A candidate desiring a Supplemental Examination must, not less than twenty days before the date fixed for the Examination, notify the Secretary of his intention to present himself, and pay to him the fee of \$5 for each subject on which he proposes to write; in no case shall the fee be more than the full fee for the original Examination.

Sec. 11.—In case any Examiner refuses to act as Examiner, or through sickness or other causes is unable to act, the President shall have full power to fill the vacancy; and the Examiner so appointed shall be entitled to the same emoluments as those appointed by the Board.

Sec. 12.—The Secretary shall make all necessary arrangements for Examinations, as to securing hall, providing stationery, notifying the Examiners and Candidates, etc.

Sec. 13.—The Board may accept the Examinations as conducted by the Faculty of Dentistry of the University of Toronto.

By-law No. 9.—Annual Licentiate Fee.

Every member of the Royal College of Dental Surgeons of Ontario engaged in the practice of Dentistry in the Province of Ontario shall pay to the Treasurer, or to the person deputed by him to receive the same, on or before the first day of January in each year, the sum of five dollars.

ROYAL COLLEGE OF DENTAL SURGEONS BY-LAWS

By-law No. 10.—Election of Directors.

Sec. 1.—The counting of the voting papers for the election of members of the Board of Directors of the Royal College of Dental Surgeons of Ontario shall take place in such place in the City of Toronto as the Secretary shall direct, on the second Wednesday of December in every second year, reckoning from the year 1912, and the proceedings shall commence at two o'clock in the afternoon of the said day.

Sec. 2.—The Secretary shall, during the first week of October, in every year in which an election is to be held, mail to every member of the said College residing in the Province of Ontario, at his last known place of residence, a notice of the time, place and manner of conducting said election.

Sec. 3.—The persons qualified to vote at such elections shall be all the members of the said College residing in the Province of Ontario, who, on October 31st, in the year in which an election is to be held, are not in arrears in respect to any fees payable under the provisions of the "Dentistry Act," and these alone shall be qualified electors.

Sec. 4.—Every qualified elector shall be entitled to vote at such election for one duly nominated candidate for membership in the said Board from the electoral district in which the elector resides.

Sec. 5.—Every qualified elector shall be eligible to nomination as a candidate for election to the said Board from the electoral district in which he resides.

Sec. 6.—Any qualified elector may, in writing delivered to the Secretary, not later than the tenth day of November, in the year in which an election is to be held, nominate any qualified elector resident in the electoral district in which the nominator resides, as a candidate for election to the Board from the said district, and no one shall be deemed a candidate for election who has not been nominated by at least two qualified electors. Any candidate so nominated shall be immediately notified by the Secretary, and may resign by registered letter addressed to the Secretary, so as to reach him not later than the 17th day of November.

Sec. 7.—The nomination paper shall be in the form or to the effect following, viz.:—

To the Secretary of the R.C.D.S. of Ontario:

Having obtained his consent to do so, I hereby nominate as a candidate for election as a member of the Board of Directors of the R.C.D.S. of Ontario, for the electoral district No.

L.D.S., a qualified elector resident in the said electoral district, his post office address being _____ in the County of _____

(Name of nominator)

(Post office)

(County)

(Date)

Sec. 8.—Only such nomination of qualified candidates by qualified electors shall be accepted as shall be received by the Secretary on or before the 10th day of November in the year of an election. In any electoral district where but one candidate has been duly nominated such candidate shall be declared elected by acclamation.

ROYAL COLLEGE OF DENTAL SURGEONS BY-LAWS

Sec. 9.—As soon as may be after the 17th day of November, and not later than the 23rd day of November, the Secretary shall mail to every qualified elector resident in any Electoral District for which two or more candidates have been duly nominated:—

(a) A list of the candidates duly nominated for the electoral district in which he resides.

(b) A blank voting paper (Form One of the Dentistry Act.)

(c) An envelope addressed to himself, and marked "Voting Paper, Royal College of Dental Surgeons of Ontario."

(d) Such directions to the elector as may be needful.

Sec. 10.—A voting paper to be counted at said election must be duly executed by a qualified elector in the form prescribed by the Dentistry Act, and must be enclosed in an envelope marked "Voting Paper, Royal College of Dental Surgeons of Ontario," and must be sent to the Secretary, so as to be delivered to him, not later than the Tuesday preceeding the second Wednesday in December in the year in which an election is held.

Sec. 11.—It shall be the duty of the Treasurer of the said College, immediately after the 31st day of October in the year in which an election is to be held, to furnish to the Secretary a certified alphabetical list of the names of all the members of the said College who, on the said 31st day of October, were not in arrears in respect to any fees payable under the provisions of the Dentistry Act.

Sec. 12.—From the list of names of members of the said College not in arrears, so furnished by the Treasurer, the Secretary shall prepare a list of duly qualified electors, alphabetically arranged, for each of the eight electoral districts prescribed by Schedule "A" of the said Dentistry Act, and these shall be the electoral lists for the purpose of said election.

Sec. 13.—Previous to each biennial election, the Board shall appoint two scrutineers. In case a vacancy exists at the time of an election from failure of the Board to appoint, or the refusal or inability of an appointee from any cause to act, the Secretary shall fill the vacancy. For their services the scrutineers shall receive as remuneration the sum of \$10 each.

Sec. 14.—The persons entitled to be present at the counting of voting papers shall be the President, Treasurer and Secretary of the Board, the scrutineers and the candidates, or their representatives, duly accredited in writing.

Sec. 15.—The election shall be under the direction of the Secretary, who shall decide upon the eligibility of any elector to vote, and shall decide any dispute which may arise between the scrutineers, but he shall not otherwise interfere in the proceedings.

Sec. 16.—The counting of voting papers shall be so conducted that none but the scrutineers shall know how any elector votes, and these shall make, before the Secretary, a declaration of secrecy similar to that made by scrutineers at a municipal election.

Sec. 17.—At the time and place fixed for the counting of voting papers, the Secretary shall deliver to the scrutineers, unopened, all the voting papers received by him, in the manner and within the time specified by the said Dentistry Act. The scrutineers shall at once proceed to open and count all voting papers properly marked for each candidate in each of the electoral districts.

ROYAL COLLEGE OF DENTAL SURGEONS BY-LAWS

Sec. 18.—In case, in any district, two or more candidates have an equal number of votes, the scrutineers shall by lot decide which shall be declared elected.

Sec. 19.—When all the votes have been counted, the scrutineers shall make a certified return in duplicate of the total number of votes cast in each district, the number cast for each candidate in each district, and the number of voting papers rejected, stating the reason for rejection. One of these returns shall be handed to the Secretary and the other sealed up with the voting papers as hereafter directed.

Sec. 20.—When the election is completed the scrutineers shall seal all the voting papers cast in each district in an envelope by themselves, distinguishing those which were rejected, and shall mark on the outside the number of the district from which they came. The scrutineers shall then put these envelopes in a large envelope, with one copy of their certified return, and shall securely seal the same and hand it to the Secretary, who shall deliver it to the newly-elected Board at its first meeting.

Sec. 21.—On receiving from the scrutineers their certified return, the Secretary shall notify, by letter, the candidate in each district having the largest number of votes, of his election as a member of the Board of Directors for the ensuing biennial term.

Sec. 22.—Any candidate at such election, deeming himself to have been unfairly treated, may, within one month after such election, lodge a protest with the Secretary, and the matter shall be disposed of at the first meeting of the Board thereafter.

Sec. 23.—If from any cause the Secretary is unable, refuses or neglects to act in any capacity in which his services are required by the provisions of this By-law, the President shall appoint someone to act in his place, and such person, so appointed, shall have authority to discharge all the duties devolved by this By-law on the Secretary.

By-law No. 11.—Admission of Graduates of Other Colleges to Membership in the Royal College of Dental Surgeons and for Other Purposes. Graduate Dentists.

Sec. 1.—Graduate Dentists of ethical conduct and good normal character holding a graduation diploma from a recognized Dental College, upon meeting the matriculation requirements of the Royal College of Dental Surgeons of Ontario, may be admitted to the examinations of the Royal College of Dental Surgeons, and may be required to write upon the final examinations in all of the subjects, contained in the five year curriculum of the Faculty of Dentistry of the University of Toronto excepting those of the first year.

Sec. 2.—All candidates must meet the same standards of entrance and length of course as required by the Faculty of Dentistry of the University of Toronto.

Dominion Dental Council Certificate.

Sec. 3.—(1) Holders of a certificate of qualification issued by the Dominion Dental Council of Canada, subject to sub-sec. (2), may be admitted, without further examination, to membership in the Royal College of Dental Surgeons of Ontario. Registration fee, \$50.

ROYAL COLLEGE OF DENTAL SURGEONS BY-LAWS

(2) A Dominion Dental Council certificate will not be accepted from any graduate who began the study of Dentistry subsequent to September 1st, 1921, and did not take a five year dental course.

By-law No. 12.—For the Regulation of the Profession of Dentistry.

Sec. 1.—No member of the Royal College of Dental Surgeons of Ontario shall, while such member, be guilty of professional misconduct or of any conduct unbecoming a licentiate of Dental Surgery.

Sec. 2.—No such member shall practise his profession in such a way as that he shall or may be unable to give full force and effect to his training, experience and judgment as acquired in the course of his education by the said College, in particular and without restricting the generality of the provisions:—

(a) No member of the said College shall, as employee, assistant, agent, partner, officer, shareholder or otherwise howsoever, practise his profession under the control of or for the benefit, profit or advantage of any Corporation, or of any person not being duly qualified and lawfully entitled to practice Dentistry in Ontario, or in such a way that directly or indirectly any such Company or unqualified person may or shall make thereby any profit, reward or advantage.

(b) No member of the Royal College of Dental Surgeons of Ontario shall employ any person not legally qualified and duly authorized under the said act to prescribe any medicine or dental treatment or to perform any dental operation, or shall permit any such person in his name or for his benefit, or on or about his premises, to prescribe any medicine or dental treatment, or to perform any dental operations upon any person whatever.

(c) No member of the Royal College of Dental Surgeons of Ontario shall practise his profession as a dentist within the Province of Ontario save only in his own name, or under the name or names of some other duly qualified and authorized member or members of the said College.

(d) No member of the Royal College of Dental Surgeons of Ontario shall in any manner whatever practise his profession subject to the authority or control, expressed or implied, of any person not a member of the said College.

Sec. 3.—Any member of the said College who shall have been found by a competent Court guilty of fraud or mal-practice, or of obtaining money by false pretences in connection with his practice as a dentist, or of any other serious offence, or who shall have been found by a competent Court to have committed any act which in the opinion of the Board makes it improper that he should be allowed to continue to practise his profession, or who shall have been found, by the Board, guilty of contravening any of the provisions of this by-law, shall be deemed to have been guilty of conduct unbecoming a Licentiate of Dental Surgery.

By-law No. 13.—Remuneration of Directors.

Sec. 1.—Each member of the Board in attendance at meetings of the Board, or Committees thereof, shall be paid for each day in attendance, \$30.00; and for each additional day necessarily spent in travelling from and returning to his home \$30.00.

Sec. 2.—There shall be paid to each member of the Board the sum necessarily disbursed by him for travelling expenses.

ROYAL COLLEGE OF DENTAL SURGEONS BY-LAWS

By-law No. 14.—Discipline Committee.

Sec. 1.—The Board shall appoint, at the commencement of each bi-ennial term, a committee of five members, to be known as the Discipline Committee. The first named shall be Chairman of the Committee. The members of the said Committee shall hold office for the term of two years or until their successors are appointed. Three members shall be a quorum.

Sec. 2.—The said Committee shall have all the rights, powers, authorities, privileges and immunities conferred by the said Act on such Committee, and shall conduct its proceedings in accordance with the said Act.

Sec. 3.—The Secretary of the Board may be appointed a member of this Committee.

By-law No. 15.—Alterations.

Sec. 1.—Any of these By-laws, or any of the Rules of Order or Regulations of the Board, may be repealed, amended, or added to by a two-thirds vote of the members present at a regular meeting.

Sec. 2.—Any of these By-laws, Rules and Regulations may be suspended for the time being by a two-thirds vote of the members present at a regular meeting.

Sec. 3.—For the purpose of this By-law a “regular meeting” shall be any meeting of the Board duly called under the provisions of the Dentistry Act.

